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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

Takeshi WADA et al

Serial No.: 09/419,793 ✓

Filed: October 18, 1999

For: HEAD SUSPENSION ASSEMBLY

Group Art Unit:

Examiner:

Atty. Docket No.: 100186-09025

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APR 22 2004

Technology Center 2600

REQUEST FOR RECONSIDERATION AND RENEWED PETITION
TO WITHDRAW THE HOLDING OF ABANDONMENT

Mail Stop: Petitions

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

April 21, 2004

Sir:

In response to the Decision on Petition to Withdraw the Holding of Abandonment dated March 5, 2004 (Paper No. 12), Applicants respectfully request that the Examiner reconsider his decision denying the Petition to Withdraw the Holding of Abandonment in view of the attached material and the following remarks.

Applicants respectfully submit that the Office Action dated April 10, 2002, was never received by the Applicants' undersigned representative. Applicants' undersigned representative has made a careful search of the entire file jacket for the subject application and the Office Action dated April 10, 2002, was not present. A review of the docket records also indicate that the Office Action was never received. Submitted herewith is a copy of Pages 30 - 39 of our computer docket sheet for July 10, 2002, which would have included an entry for responding to the Office Action, if the Office

Action had been in fact received. Our firm's typical mail handling procedure is for all mail to be docketed as soon as it is received.

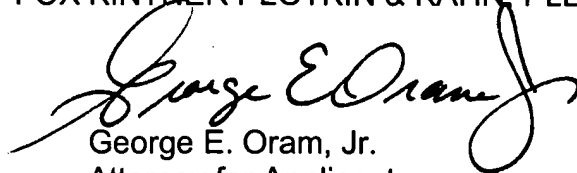
With regard to the Examiner's position concerning the change of address of the undersigned, and in particular the e-mail exchange attached to the Petition to Withdraw the Holding of Abandonment received January 9, 2003, it is respectfully submitted that the undersigned's address was of record under Customer Number 004372 as of January 31, 2001, (a copy of the Notice of Customer Number Record change is enclosed) and the e-mail exchange submitted was an error report generated by the Patent and Trademark Office on May 22, 2001 for Customer Number 004372. As the error report was generated specifically for Customer Number 004372, there was no need to list the address in the e-mail exchange. Also, the undersigned wishes to point out that our return e-mail in response to the error report was dated May 31, 2001, which was well before the Office Action mail date of April 10, 2002, and that the undersigned had been diligent in providing the Patent and Trademark Office with our current address. Thus, the failure to update the records of the Patent and Trademark Office was the Patent and Trademark Office's error, not the undersigned's.

In view of the submission of evidence showing that the Office Action dated April 10, 2002, was never received, and the explanation concerning the undersigned's timely submission of an address change, withdrawal of the abandonment of the above-identified application is proper. Therefore it is respectfully requested that the abandonment be withdrawn, the application returned to pending status, and a new non-final Office Action be issued.

In the event that any fees are due with respect to this paper, please charge our
Deposit Account No. 01-2300, referencing Atty. Docket No. 100186-09025.

Respectfully submitted,

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC



George E. Oram, Jr.
Attorney for Applicants
Reg. No. 27,931

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Tel (202) 857-6000
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GEO:mmg

Enclosures: Pages 30 - 39 of the Computer Docket Sheet for July 10, 2002 (copy);
Notice of Customer Number Record Change dated
January 31, 2001 (copy)



UNITED STATES PATENT AND TRADEMARK OFFICE

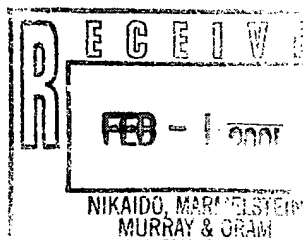
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

CUSTOMER
NUMBER:

004372

CORRESPONDENCE
ADDRESS:

ARENT FOX KINTNER PLOTKIN & KAHN
1050 CONNECTICUT AVENUE, N.W.
SUITE 600
WASHINGTON, DC 20036



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APR 22 2004

Technology Center 2600

FAX: 202-857-6395

PHONE: 202-857-6400

E-MAIL:

Date Mailed: 01/31/2001

NOTICE OF CUSTOMER NUMBER RECORD CHANGE

The request to change the information associated with the above-identified Customer Number has been accepted by the Commissioner of Patents and Trademarks.

The Customer Number may be used to identify the correspondence address or "fee address" for, and/or the appointed practitioner(s) in, a United States patent application or patent. The correspondence address and registration numbers indicated on this notice reflect the current correspondence address and registration numbers associated with the above-identified Customer Number.

PRACTITIONER REGISTRATION NUMBER(S) ASSIGNED TO THAT CUSTOMER NUMBER:

22663, 22980, 25895, 27931, 29211, 33125, 34794, 37351
39107, 43437, 44275, 45273, 46338, 47271.

*A copy of this notice **MUST** be returned with the reply.*


Patents Electronic Business Center
(703) 305-3028

PART 1 - ATTORNEY/APPLICANT COPY

